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EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (iii)

PART II—Section 3—Sub-section (iii)

प्राधिकार से प्रकाशित

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भारत निर्वाचन आयोग

ELP No. 1 of 2009

अधिसूचना

नई दिल्ली, 16 जनवरी, 2013

आ.अ. 8(अ).—लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 (ए) के अनुसरण में निर्वाचन आयोग 2009 की निर्वाचन अर्जी संख्या 1 में मद्रास उच्च न्यायालय के तारीख 13-07-2012 के आदेश को इसके द्वारा प्रकाशित करता है।

(आदेश अंग्रेजी भाग में छपा है।)

[सं. 82/त.ना.-लो.स./((1/2009)/2013]

आदेश से,

तपस कुमार, प्रधान सचिव

ELECTION COMMISSION OF INDIA

NOTIFICATION

New Delhi, the 16th January, 2013

O.N. 8(E).—In pursuance of Section 106 (a) of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the order of the High Court of Madras dated 13-07-2012 in Election Petition No. 1 of 2009.

IN THE HIGH COURT OF JUDICATURE AT MADRAS
(ORDINARY ORIGINAL CIVIL JURISDICTION)

FRIDAY, THE 13TH DAY OF JULY, 2012

THE HON'BLE MR. JUSTICE K. CHANDRU

Election Petition No. 1 of 2009

V. Sathiamoorthy (aged 63 years)
S/o. V. Vadivel Thevar,
District Secretary, AIADMK,
Ramanathapuram residing at Mela Selvanur,
Kadaladi Taluk, Ramanathapuram District.
...Petitioner

Vs.

1. Sivakumar @ J. K. Pitheesh K. (aged 36 years)
S/o. Kulandai Velu,
43, North Street, Manakudi Nagaram – PO,
Paramakudi Taluk, Ramanathapuram District.
2. Su. Thirunavukkaracar (aged 60 years)
S/o. Subbaraman, 196/27,
Theeyathur, Aavudaiyar Kovil Taluk,
Pudukottai District.
3. Priscilla Pandian (aged 39 years)
W/o. John Pandian,
266/565A, Anna Street,
Mankavalam Pillai, Palayamkottai Taluk,
Tirunelveli District.
4. Saleemulla Khan S. (aged 37 years)
S/o. Samsan Buhari,
8, Aruppukara Street,
Ramanathapuram.
5. Singai Jinnah, S. (aged 39 years)
S/o. Shahul Hameed,
6/62A, Mookkaiyur Salai,
Sayalkudi, Ramanathapuram District.

6. Mohammed Abith Ali, K. (aged 40 years),
S/o. Rethina Mohammed,
84/54, North Street, Keelakarai,
Ramanathapuram District.
7. Kalimuthu K. (aged 56 years)
S/o. Karuppiah, 14/2-120A,
Melachatram, Paramakudi,
Ramanathapuram District.
8. Shanmugaiya Pandian S. (aged 45 years)
S/o. Shanmugar, 3/349,
Kanakkupillai Valasai Village,
Thenpothai Road, Sencottai Taluk,
Tirunelveli District.
9. Swartz Durai, S. (aged 37 years)
S/o. Sam Shreedharan, Veerambal Post,
Mudukulathur Taluk, Ramanathapuram District.
10. Chelladurai (aged 40 years),
S/o. Kasinatha Durai
659, Mahasakti Nagar, Sivagnanapuram
Ramanathapuram Taluk.
11. Balamurugan (aged 27 years),
S/o. Subramanian, 50, Main Road,
Thiruvalluvar Nagar, Paramakudi,
Ramanathapuram District.
12. Baskaran P. (aged 59 years),
S/o. Perumal
3/56, A1, Anna Nagar,
Vellipatanam, Ramanathapuram.
13. Murugendran G. (aged 31 years),
1/59, Naraiyoorani,
Maankundu, Uchipuli Via,
Ramanathapuram District.
14. Jahangeer M.I. (aged 41 years),
S/o. R. Mohammed Ibrahim,
1/1108 K.J. Carton,
Bharatinagar, Ramanathapuram.
15. The Returning Officer-cum-
District Collector, Ramanathapuram.
16. The Chief Electoral Officer,
Fort. St. George,
Chennai - 9.

17. The Chief Election Commission of India,
New Delhi. . . . Respondents

This Election Petition praying that this Hon'ble Court be pleased to—

- (a) declare that the election of the returned candidate, viz. 1st respondent herein from Ramanathapuram Constituency (Tamil Nadu) in the election held on 13-05-2009 and result was declared on 16-05-2009 as null and void.
- (b) declare that the petitioner as duly elected member of Member of Parliament from Ramanathapuram Constituency in the election held on 13-05-2009 and result was declared on 16-05-2009.
- (c) directing the 1st respondent to pay the cost of the proceedings.

That the above Election Petition coming on this day before this court for hearing in the presence of Mr. A.R.L.Sundaresan, Senior Counsel for M/s.P.Andiraj, A. R. Numbunayagan, advocate for the 1st respondent and of Mr. G. Murugendran the 13th respondent appearing in person and of Mr.M.R.Raghavan, Standing Counsel for the respondents 15 to 17 and the Election Petitioner not appearing in person or by advocate and upon reading the petition and affidavit of the Election petitioner filed herein,

The Court made the following order :—

This Election Petition was posted today for trial. When the matter was called out, neither the petitioner (nor the counsel for the petitioner was present though it has been specifically posted under the caption 'for trial'. Hence, this Election Petition stands dismissed for want of prosecution.) No costs.

WITNESS THE HON'BLE THIRU M. YUSUF EQBAL, THE CHIEF JUSTICE, HIGH COURT AT MADRAS AFORESAID, THIS THE 13TH DAY OF JULY, 2012.

Sd/-

ASSISTANT REGISTRAR
Original Side-II

[No. 82/TN-HP (1/2009)/2013]

By Order,

TAPAS KUMAR, Principal Secy.